

NAVAJO COUNTY BOARD OF SUPERVISORS' MINUTES
TUESDAY, March 27, 2012

PRESENT: David Tenney, Supervisor; Jesse Thompson, Supervisor; Jonathan M. Nez, Supervisor; and Jerry Brownlow, Vice Chair; and JR DeSpain, Chairman were present in person.

9:00 a.m. Call To Order: Pledge of Allegiance and Invocation led by Supervisor Brownlow.

CALL TO THE PUBLIC: Jamie Chapman addressed the Board regarding the Woodruff area. He requested signs and more Sheriff's Office Patrol. Stephani and Arturo Bamondi from People Helping People addressed the Board and gave some information regarding their company.

CONSENT AGENDA: a) Minutes: March 13, 2012 b) Constable Reports: Holbrook Precinct #1, February; Pinetop/Lakeside Precinct 6, February; and Snowflake Precinct #3, February, 2012 c) Name an existing road in the Snowflake/Taylor area to "Top Ridge Trail" in Section 22, Township 12 North, Range 23 East d) Adoption of Resolution Number 07-12, cancelling the election for the Overgaard Townsite Domestic Waste Water Improvement District scheduled for May 15, 2012 and deem Jason "Billy" Fitzsimmons and Jerry Call elected and 1 position vacant e) Extension of the BIA Contract to hold juvenile detainees, Contract #A11PC00015 to be extended from April 1, 2012 to March 31, 2013 f) Re-sign a new and revised easement agreement form with the Forest Service; the Board has previously approved the acceptance of the Forest Service road easements for FS roads 916, 916A, 332, and 332A via Resolution Number 18-11 g) Reappointment of Evelyn M. Meadows to the Planning & Zoning Commission for District I h) Reappointment of Randy Murph to the Planning & Zoning Commission for District III i) Reappointment of Rick Slone to the Planning & Zoning Commission for District IV j) Approval of the one year reappointment of Ann Jeffers, Esther Peterson and Connie Bergstrand; as well as a two year term for the four new Board members, Sadie Lister, Michael Larsen, Brad Richel and Codi Stinnet to serve on the Navajo County Extension Advisory Board beginning on April 1, 2012 k) Adoption of Resolution Number 08-12, supporting the White Mountain Apache Tribe's efforts to fund necessary equipment upgrades at Sunrise Park Resort: Supervisor Tenney made a motion to approve the consent agenda as presented; motion seconded by Supervisor Thompson. Vote unanimous approving the motion.

BOARD OF SUPERVISORS:

- a. Presentation of plaque to retiring employee Lance Payette: Chairman DeSpain stated that the item was pulled.
- b. Presentation of plaque to retiring employee Don Walker: Dr. Kartchner presented a retirement plaque to Don Walker. Supervisor Brownlow, Supervisor Thompson, Supervisor Nez, and Chairman DeSpain thanked Don for his years of service.
- c. Presentation to Nestle Purina PetCare Company: Sheriff KC Clark with K-9 Deputy Murray and K-9 Deputy Jones presented a certificate, Navajo pot and Navajo County bag to Jeff Gamet thanking him and Purina for their support.
- d. Presentation by SRP on the Navajo Generating Station: Barry Drost from SRP gave a presentation to the Board.

HUMAN RESOURCES: Consideration and possible approval of Personnel Actions. David Coolidge presented the 14 item personnel action report. **Supervisor Brownlow made a motion** to authorize the Chairman to sign the Personnel Action Report as presented; motion seconded by **Supervisor Nez**. Vote unanimous approving the item.

SUPERINTENDENT OF SCHOOLS: Consideration and possible approval of an Intergovernmental Agreement between the Navajo County Superintendent of Schools, Education Service Agency and Coconino County Superintendent of Schools, Education Service Agency in order to expend ARRA funds: Linda Morrow discussed the item: **Supervisor Brownlow made a motion** to approve the Intergovernmental Agreement between the Navajo County Superintendent of Schools, Education Service Agency and Coconino County Superintendent of Schools, Education Service Agency in order to expend ARRA funds; motion was seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

ASSESSOR: Consideration and possible approval of Settlement Agreement between Snow Creek Development and Navajo County regarding 2010 assessed value of 14 Navajo County parcels: Cammy Darris requested that the Board enter into executive session to discuss settlement negotiations.

EXECUTIVE SESSION pursuant to A.R.S. § 38-431.03(A)(3)-(4) for the Board to receive legal advice from its attorneys and to consult with and give instructions to its attorneys concerning pending litigation and possible settlement of pending litigation: **Supervisor Brownlow made a motion** to enter into executive session pursuant to A.R.S. § 38-431.03(A)(3)-(4) for the Board to receive legal advice; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion. At 10:20 a.m. the Board retired into executive session. Discussion is held. Supervisor Nez was not present.

RECONVENE for discussion and possible Board action of Settlement Agreement between Snow Creek Development and Navajo County regarding 2010 assessed value of 14 Navajo County parcels: At 10:32 a.m. the Board reconvened in regular session. **Supervisor Brownlow made a motion** to approve the settlement agreement between Snow Creek Development and Navajo County regarding 2010 assessed value of 14 Navajo County parcels; motion seconded by **Supervisor Tenney**. **Supervisor Thompson, Chairman DeSpain, Supervisor Tenney and Vice Chairman Brownlow** were in favor of the motion. **Supervisor Nez abstained from the vote, as he was not present for the discussion**. Vote passed approving the motion.

COUNTY ATTORNEY: Consideration and possible approval of Contract Number A12PX90988 issued for Forensic Interview Services between BIA and Navajo County: Brad Carlyon discussed the item. **Supervisor Brownlow made a motion to approve** Contract Number A12PX90988 issued for Forensic Interview Services between BIA and Navajo County, motion seconded by **Supervisor Nez**. Vote unanimous to approve the motion.

ELECTIONS: Consideration and possible approval of the Official Canvass conducted on March 13, 2012 for Timberland Acres Special Road District and White Mountain Lake Special Road District: Johnathan Roes discussed the item. **Supervisor Brownlow made a motion to approve** the Official Canvass of March 13, 2012 for Timberland Acres Special Road District and White Mountain Lake Special Road District; motion seconded by **Supervisor Tenney**. Vote Unanimous approving the motion.

SHERIFF: US Marshall's Contract Presentation and possible approval of contract: Sheriff Clark advised that the contact has not arrived and will represent this item at a future meeting. Chairman DeSpain stated that the item was pulled.

SHERIFF/ADMINISTRATION:

- a. **Update on Jail Complex:** Commander Garcia and Homero Vela gave a brief update and presentation on the Jail Complex.

- b. Consideration and possible approval of a Professional Services Contract with Johnson Walzer Associates, LLC to provide architectural and engineering services to design new kitchen, medical and laundry facilities and to remodel the booking and inmate receiving areas for the jail complex at a cost not to exceed \$249,000: Homero Vela and John Swanson discussed the item. **Supervisor Brownlow made a motion** to approve Professional Services Contract with Johnson Walzer Associates, LLC to provide architectural and engineering services to design new kitchen, medical and laundry facilities and to remodel the booking and inmate receiving areas for the jail complex at a cost not to exceed \$249,000; motion seconded by **Supervisor Tenney**. Vote unanimous approving the motion.

FINANCE: County Finance Update/State Legislative Update: James Menlove gave a brief update on the County Finances. Hunter Moore gave a brief update on the Legislature.

PUBLIC WORKS:

- a. Consideration and possible award of Contract Number B12-01-009 Supply and Delivery of Cattle Guards to WW Cattle Guards, LLC: Homero Vela discussed the item. **Supervisor Brownlow made a motion** to award Contract Number B12-01-009 Supply and Delivery of Cattle Guards to WW Cattle Guards, LLC; motion seconded by **Supervisor Thompson**. Vote unanimous approving the motion.
- b. Consideration and possible approval of the agreement revisions to the Resource Advisory Committee (RAC) Grant awards for funding year 2010 and 2011: Homero Vela and Bryan Cook discussed the item. **Supervisor Tenney made a motion to approve** the agreement revisions to the Resource Advisory Committee (RAC) Grant awards for funding year 2010 and 2011; motion seconded by **Supervisor Brownlow**. Vote Unanimous approving the motion.
- c. **PUBLIC HEARING:** Consideration and possible adoption of Resolution Number 09-12, approving a Special Use Permit for the Desert Pines Baptist Association to develop a camping facility (“Burton Camp”) with cabins, meeting rooms, kitchen & dining areas, staff housing and other attendant facilities on a 30-acre (approximate) site in the Burton area: Greg Loper discussed the item. **Supervisor Tenney made a motion** adopt **Resolution Number 09-12**, approving a Special Use Permit for the Desert Pines Baptist Association to develop a camping facility (“Burton Camp”) with cabins, meeting rooms, kitchen & dining areas, staff housing and other attendant facilities on a 30-acre (approximate) site in the Burton area; motion seconded by **Supervisor Brownlow**. Vote unanimous approving the motion. Jim Pratt director of the Pines Baptist Association, PO Box 2011, Taylor spoke in favor of the item.

COUNTY BUSINESS UPDATE: Report from Board members, County Attorney and County Manager **Supervisor Tenney** reported on additional information regarding the legislature and County issues. **Supervisor Thompson** reported on the continuing projects for each Chapter and expressed his concerns regarding water needs for the upcoming season and that the graveling projects are preceding. **Supervisor Thompson** advised Keith Begay from Tolani Lake has passed away and requested a letter of sympathy for the family. **Supervisor Nez** commented on the redistricting and thanked everyone involved. **Supervisor Brownlow** thanked Homero and his crew for their assistance during the snow. County Attorney Carlyon advised that he and Sheriff Clark attended the Shonto General Assembly and was very impressed with the tourism program. He further reported on the 3rd Annual Victim Rights Symposium coming up in April. Mr. Carlyon further reported on the Family Advocacy Centers Memorial Day event, the Navajo County Drug Coalition and other grants administered by the County Attorney’s office. Mr. Carlyon stated that additional cuts in funding are anticipated. County Manager Jayne clarified that finance is reporting on FY2012 and will be ending in the black but the additional year will be tougher. Mr. Jayne invited everyone to the April 13 Honor Guard fund raiser at the Holbrook complex. Mr. Jayne reminded everyone that professional photographs will be taken on April 10.

ADJOURN: At 12:17 p.m. Supervisor Tenney made a motion to adjourn; motion second by Supervisor Thompson. Vote unanimous approving the motion.

APPROVED:

DATE: June 26, 2012

J.R. DeSpain, Chairman

ATTEST:

Melissa W. Buckley - Clerk of the Board

**Electronic recording of the Board of Supervisors Meeting is available for review
upon a Public Records Request**